

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

(34)
6/18/02
MA

JEROME SMITH,

Plaintiff

v.

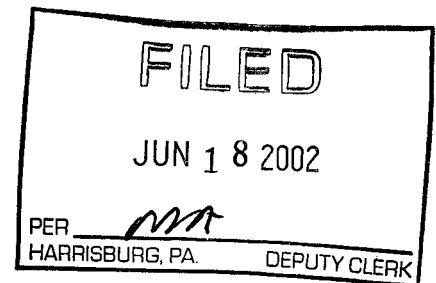
TROY LEVI; DR. BIGLETE;
P.A. BELL; TERRI RAMOS;
and JOHN CHUNG,

Defendants

CIVIL NO. 1:CV-01-1192

(Judge Rambo)
(Magistrate Judge Smyser)

ORDER



Before the court is the May 15, 2002, report and recommendation of the magistrate judge to which no objections have been filed.¹ Upon consideration of the record before the court, **IT IS HEREBY ORDERED THAT:**

- 1) The court adopts the report and recommendation of Magistrate Judge Smyser.
- 2) Defendants' motion to dismiss is GRANTED for failure of Plaintiff to exhaust administrative remedies.
- 3) The Clerk of Court shall close the file.
- 4) It is certified that any appeal from this order will be deemed frivolous and not taken in good faith.

SYLVIA H. RAMBO
United States District Judge

Dated: June 18, 2002.

¹Objections were due no later than June 3, 2002.